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FAX TRANSMISSION COVER SHEET

Date:

October 28, 2004

To:

Commissioner for Patents, U.S. Patent and Trademark Office

Fax:

(703) 872-9306

From:

H. Lisa Calico, Reg. No. 43,725

File #:

199-0234US

Re:

Serial No. 09/812971

Pages (including cover page):

49

Attached regarding the above-referenced application please find the following:
(1) REPLY TO OFFICE ACTION MAILED JUNE 28, 2004 and (2) INFORMATION DISCLOSURE STATEMENT, INCLUDING COPIES OF THE CITED REFERENCES.

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. (703) 872-9306) on October 28, 2004.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant: Warren Baxley et al. § CUSTOMER NO.: 29855

Serial No.: 09/812,971 § Docket No.: 199-0234US

Rebecca Ginn

For: Self-Tuning Statistical Resource § Examiner: Wen Tai Lin

Allocation for Multipoint Network §

Events

REPLY TO OFFICE ACTION MAILED JUNE 28, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby submits this Reply to the Office Action mailed June 28, 2004. Reconsideration of the above-referenced patent application is respectfully requested. A one-month extension of time is hereby requested. If any additional extension of time under 37 C.F.R. § 1.136(a) is necessary to enable the timely filing of this Reply, such extension of time is hereby requested. The Commissioner is hereby authorized to deduct any requisite extension fees and any other fees necessitated by this paper from Wong Cabello's Deposit Account No. 501922, referencing 199-0234US.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

WONG CABELLO

Remarks begin on page 9 of this paper.

Appendix A contains a clean listing of the claims and is attached following page 13 of this paper.

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